

AFFECTED PROPERTY OWNER CONSENT FORM
401 KAR 42:080

DEP8057/01/06

I, _____ (consenting property owner) owning property at _____ (property location), hereby consent to allow _____ (UST owner/operator) to remediate and/or close the underground storage tank system(s) located at _____ (site location) and _____ (Agency Interest #), in conformance with 401 KAR Chapter 42 to utilize allowable residual soil contamination levels applicable to within the Point of Compliance in conducting corrective action on my property. In so giving my consent, I understand that elevated levels of soil contamination may be left on my property. I understand that these levels of residual soil contamination are based upon the surrounding environmentally sensitive features, domestic use wells, springs, cisterns, and well head protection areas as they presently exist and that those levels have been determined to be protective of human health and the environment by the study performed pursuant to KRS 224.60-137. I further understand that by signing this consent form, I may be allowing contamination that will not be protective of environmentally sensitive features, domestic use wells, springs, cisterns, or well head protection areas that may be added to my property in the future.

I also understand that the following levels of contamination may remain in soils at the site:

ALLOWABLE SOIL LEVELS (PPM)	B	T	E	X	Ch	B(a)A	cPAH	nPAH	NAP	LEAD

BTEX: Benzene, Toluene, Ethylbenzene, and Xylene(total)
PAH: Polynuclear Aromatic Hydrocarbons
Ch: Allowable level individually for Chrysene
B(a)A: Allowable level individually for Benzo(a)anthracene
cPAH: Allowable level individually for Benzo(a)pyrene, Benzo(b)fluoranthene, Benzo(k)fluoranthene, Dibenzo(a,h)anthracene, and Ideno(1,2,3-cd)pyrene
nPAH: Allowable Level Individually for Acenaphthene, Acenaphthylene, Anthracene, Benzo(ghi)perylene, Fluoranthene, Fluorene, Phenanthrene, and Pyrene.
NAP: Allowable Level Individually for Naphthalene
PPM: mg/kg - parts per million

I further understand that consideration of soil contaminant levels at the property boundary of the site could have resulted in lower levels of soil contamination on my property.

IN WITNESS WHEREOF, I hereby execute and deliver this consent effective as of this _____ day of _____, 20_____.

(Consenting Party)

Subscribed and sworn to before me by this the _____ day of _____, 20_____.

(NOTARY PUBLIC)

My Commission Expires: _____